

STATE OF INDIANA )  
 )ss:  
COUNTY OF CARROLL )

IN THE **CARROLL CIRCUIT COURT**

CAUSE NO. 08C01-2210-MR-000001

STATE OF INDIANA )  
 )  
vs. )  
 )  
RICHARD M. ALLEN )

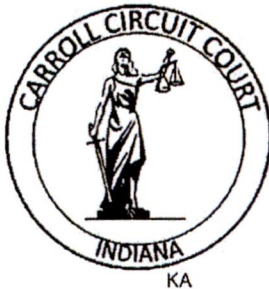
**ENTERED**  
June 12, 2023  
CARROLL CIRCUIT COURT  
KA

TRANSPORT ORDER

Comes now the Court and having reviewed Defendant Allen's Motion for Transport Order, now grants said Motion and directs the Carroll County Sheriff's Department to facilitate the transfer of Inmate, Robert P. Baston (DOC# 209210) from the Westville Correctional Facility to the Carroll Circuit Court on Thursday, June 15, 2023, at 7:30 a.m. and thereafter, return Inmate Baston to the Westville Correctional Facility at the conclusion of the proceedings on June 15, 2023. Defendant Allen's Attorneys, Bradley A. Rozzi and Andrew J. Baldwin, shall have access to Inmate Baston for purposes of questioning said Inmate.

All of which is ordered

*June 12, 2023*



*[Handwritten Signature]*  
FRANCES C. GULL, SPECIAL JUDGE  
CARROLL CIRCUIT COURT  
CARROLL COUNTY, INDIANA

**CAME TO HAND**

TONY LIGGETT

JUN 12 2023

*[Handwritten Signature]*  
SHERIFF OF CARROLL COUNTY, DELPHI, IN

**FILED**  
JUN 20 2023

*Sharon E. McBurns*  
CLERK CARROLL CIRCUIT COURT

**Sheriff's Return**

This writ came to hand the 12<sup>th</sup> day of June 2023. Attempted service of said writ was made on the 14<sup>th</sup> day of June 2023. The Sheriff of Carroll County Indiana reports the following to the Court.

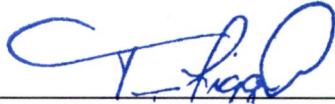
On the 14<sup>th</sup> day of June 2023, at the direction of the Sheriff of Carroll County, Carroll County Sheriff's Special/Transport Deputy Brian Wysocki reported to the Indiana Department of Corrections-Westville, Indiana, for purposes of taking custody of and transporting inmate Robert P. Baston (DOC #209210) back to Carroll County, for purposes related to this cause.

On the 14<sup>th</sup> day of June 2023, upon arrival at the Westville facility, Special/Transport Deputy Wysocki was informed by on site DOC personnel that Inmate Baston was refusing to exit his cell and was also refusing to be transported to Carroll County Indiana to testify in this cause.

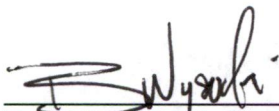
On the 14<sup>th</sup> day of June 2023, communication with the Court was established by Sheriff's Major/Chief Deputy Tobe H. Leazenby, wherein Major Leazenby was advised by the Court to disregard any further efforts to retrieve inmate Baston from the Westville facility. Documentation related to this incident by Sheriff's Special/Transport Deputy Wysocki and the Indiana Department of Corrections-Westville, Indiana, is attached to this return.

I now return this writ as served unsuccessfully.

Done the 14<sup>th</sup> day of June 2023.



Tony Liggett, Sheriff of Carroll County



Brian Wysocki, Sheriff's Special Deputy  
The Office of the Carroll County Sheriff

**FILED**  
JUN 20 2023

Sharon E. McBurns  
CLERK CARROLL CIRCUIT COURT



**CARROLL COUNTY SHERIFF'S OFFICE**  
 310 W MAIN ST  
 DELPHI, IN 46923  
 (765) 564-2413

Incident No.	<b>23-0315</b>		
Call For Service No.			
Occurred From Date:	<b>06-14-2023</b>	Time:	
Occurred To Date:		Time:	
Reported Date:	<b>06-14-2023</b>	Time:	<b>17:09</b>

**INCIDENT PAGE 1**

<b>DETAILS</b>	Location Address										
	Location Name <b>Westville Correctional</b>					Beat	Sub Beat	Geo Code	Latitude <b>0</b>	Longitude <b>0</b>	
	Response			Shift			Weather Conditions			Lighting Conditions	
	Agency Status										
	<input type="checkbox"/> Arrest(s) Made <input type="checkbox"/> Evidence Collected <input type="checkbox"/> Gang Related <input type="checkbox"/> Photo(s) Taken <input type="checkbox"/> Unknown Offender										
	Source			Clearance			Cleared By			Clearance Date	

<b>OFFENSE</b>	Seq	Description	A/C	Loc.	Bias 1	Bias 2	Bias 3	Bias 4	Bias 5	Using 1	Using 2	Using 3
	Category	<b>[LOCAL ONLY] NON-CRIMINAL INFORMATION</b>										
	<b>90Z</b>				<input type="checkbox"/>							

<b>OFFENSE</b>	Seq	Description	A/C	Loc.	Bias 1	Bias 2	Bias 3	Bias 4	Bias 5	Using 1	Using 2	Using 3
	Category											

<b>VICTIM</b>	Seq	Victim Type	Victim (Last, First Middle - Business)				DOB	SSN	DL#/ID#	State			
	Resident Status		Address				Telephone	Mobile	Work				
	Occupation		Employer				Employment Address						
	Offense Link		Offender Link		Age	Age Range	Sex	Race	Height	Weight	Hair	Eyes	Ethnicity
	Injury 1		Injury 2		Injury 3		Injury 4		Injury 5		Treated By		Transported To
	<input type="checkbox"/> Discovered Crime		<input type="checkbox"/> Can ID Suspect		<input type="checkbox"/> Victim Crime Rights Served		Circumstances 1		Circumstances 2		Justified Homicide Circumstances		
	Notes / Remarks				LEOKA Assignment		LEOKA Circumstance		LEOKA Other ORI		LEOKA Status		
	State Entry # - Date - By			State Cancellation # - Date - By			NCIC Entry # - Date - By			NCIC Cancellation # - Date - By			

<b>OFFENDER</b>	Seq	Offender Type	Offender (Last, First Middle)				DOB	SSN	DL#/ID#	State	
	<b>1</b>	<b>SUSP - Susp...</b>	<b>BASTON, ROBERT</b>				<b>12-07-1968</b>				
	Resident Status		Address <b>Westville Correction Facility</b>				Telephone	Mobile	Work		
	Occupation		Employer				Employment Address				
	Place of Birth		Age	Age Range	Sex	Race	Height	Weight	Hair	Eyes	Ethnicity
			<b>54</b>		<b>M</b>	<b>W</b>					
	Gang Affiliation		Clothing Description								
	Scars/Marks/Tatoos/Other		Hair Style	Facial Hair	Complexion	Build	Speech	Handed	Cautions		
	Injury		Treated By				Transported To				
	Offense Link		<input type="checkbox"/> Locked Down		<input type="checkbox"/> Charge(s) Filed		<input type="checkbox"/> Charge(s) Pending		<input type="checkbox"/> Photo(s)		<input type="checkbox"/> Prints
	Multi Arrest		<input type="checkbox"/> Arrest Produced Clearance								
	Arrest Date	Time	Arrest Location				Arrest Disposition	Disposition Under 18			
	Mirandized Date	Time	Mirandized Location				Custody Disposition	Notified Parent/Guardian			
	Armed With 1 and 2		Notes / Remarks								
	Warrant ORI/Name		Warrant #	Citation/Summons #	Booking #	Jail ID	State ID #	FBI #	Arrest #		

<b>ADMIN</b>	Assisting Officers									
	Follow Up Assignment				Assigned			Related Case Number(s)		
	Reported By <b>(8-60) WYSOCKI, BRIAN</b>				Submitted for Review <b>06-19-2023 15:09</b>			LEVEL 1 <b>S101 - LEAZENBY, TOBE</b>		LEVEL 1 Approved <b>06-19-2023 15:09</b>

FILED

JUN 20 2023

Sharon Meburn  
CLERK CARROLL CIRCUIT COURT



**CARROLL COUNTY SHERIFF'S OFFICE**  
 310 W MAIN ST  
 DELPHI, IN 46923  
 (765) 564-2413

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**INCIDENT PAGE 2**

<b>PERSON</b>	Seq	Person Type	Name (Last, First Middle - Business)				DOB	SSN	DL#/ID#	State		
	Resident Status		Address				Telephone	Mobile	Work			
	Occupation		Employer		Employment Address							
	Offense Link	Victim Link	Offender Link	Age	Age Range	Sex	Race	Height	Weight	Hair	Eyes	Ethnicity
	Injury						Treated By		Transported To			
	<input type="checkbox"/> Discovered Crime		<input type="checkbox"/> Can ID Suspect		<input type="checkbox"/> Statement Taken		Notes / Remarks					
	State Entry # - Date - By			State Cancellation # - Date - By			NCIC Entry # - Date - By			NCIC Cancellation # - Date - By		

<b>VEHICLE</b>	Seq	Vehicle Type	Color	Year	Make	Model	Style	State	Registration	VIN	
	Value	<input type="checkbox"/> Value Unknown		Classification	Towed By		Stored At		Tow Reason		
	Offense Link	Victim Link	Offender Link	Person Link	Loss Type	Notes / Remarks					
	Ownership Verified By		Owner (Last, First Middle - Business)			Owner Address			Owner Telephone	Owner Mobile	
	Insurance Company		Ins. Address			Ins. Telephone					
	<input type="checkbox"/> Reg. Current		<input type="checkbox"/> Doors Locked	<input type="checkbox"/> Key in Vehicle	<input type="checkbox"/> Hold Vehicle	<input type="checkbox"/> Damage	<input type="checkbox"/> Theft from Vehicle	<input type="checkbox"/> Evidence	<input type="checkbox"/> Vehicle is Cargo		
	Recovered Date	Time	Recovered Location				Recovered By	Recovered Value			
Released Date	Time	Released Location				Released By	<input type="checkbox"/> Released Contents				
State Entry # - Date - By		State Cancellation # - Date - By			NCIC Entry # - Date - By			NCIC Cancellation # - Date - By			

<b>PROPERTY</b>	Seq	Quantity	Make / Brand		Model	Color	Serial Number	<input type="checkbox"/> Evidence				
	Value	<input type="checkbox"/> Value Unknown		Classification	Drug Quantity	Drug Measurement	Drug Type Suspected	Property Type	<input type="checkbox"/> Cargo			
	Offense Link	Victim Link	Offender Link	Person Link	Loss Type	Stored At						
	Ownership Verified By		Owner (Last, First Middle - Business)			Owner Address			Owner Telephone	Owner Mobile		
	Notes/Remarks											
	Recovered Date	Time	Recovered Location				Recovered By	Recovered Value				
	Released Date	Time	Released Location				Released By	<input type="checkbox"/> Released Contents				
State Entry # - Date - By		State Cancellation # - Date - By			NCIC Entry # - Date - By			NCIC Cancellation # - Date - By				

FILED

JUN 20 2023

CLERK CARROLL COUNTY COURT

<b>NARRATIVE</b>	Seq	Narrative Date	Time	Narrative By
	<b>1</b>	<b>06-14-2023</b>	<b>17:19</b>	<b>(8-60) WYSOCKI, BRIAN</b>
	<b>On June 14, 2023 I Special Deputy, Wysocki Brian while on duty was conducting a court ordered transport from Westville Correctional Facility to the Carroll County Jail.</b>			
	<p>Upon my arrival I was escorted to Inmate Baston, Robert DOC# 209210 segregation unit to conduct the pickup. After waiting, a Corrections Officer approached me and told me Baston is refusing to come out of his cell, and told the Corrections Officer " Fuck you, you can't make me go!" The Corrections Officer told me they will have to do a cell extraction to get him to my transport vehicle. I told the Corrections Officer to stand by let me make a few phone calls.</p> <p>I was escorted back to the main gate where I was greeted by Warden John Galipeau. I called Carroll County Jail Commander Lori Sustarsic who I explained the situation to. She then made a phone call to Chief Deputy, Tobe Leazenby who contacted Judge, Frances Gull's office to inform them of the situation. Judge Gull's office advised to leave Baston there if he did not want to attend the court hearing that is scheduled for 6/15/23.</p> <p>I then spoke with Warden Galipeau and asked if he could provide me with a letter stating that Baston refused to come out of his cell and that he did not want to go. Warden Galipeau agreed he would. He later advised he would bring me the letter</p>			



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**NARRATIVES**

Seq	Narrative Date	Time	Narrative By
1	06-14-2023	17:19	(8-60) WYSOCKI, BRIAN

on 6/15/23 to Carroll County Courthouse. So, I could attach it to this report.

Nothing further at this time.

NARRATIVE

**FILED**  
 JUN 20 2023

*Sharon E. McBurn*  
 CLERK CARROLL CIRCUIT COURT



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**APPROVALS**

<b>SUMMARY</b>	<input checked="" type="checkbox"/> Reporting Officer <b>(8-60) WYSOCKI, BRIAN</b>	
	<input checked="" type="checkbox"/> Submitted By <b>(8-60) WYSOCKI, BRIAN</b>	Submitted On <b>06-14-2023 00:00</b>
	<input checked="" type="checkbox"/> LEVEL 1 Approved By <b>(S101) LEAZENBY, TOBE</b>	LEVEL 1 Approved On <b>06-19-2023 15:09</b>
	<input checked="" type="checkbox"/> Investigations Approved By <b>(S101) LEAZENBY, TOBE</b>	Investigations Approved On <b>06-19-2023 15:09</b>
	<input checked="" type="checkbox"/> Records Approved By <b>(S101) LEAZENBY, TOBE</b>	Records Approved On <b>06-19-2023 15:09</b>
	<input checked="" type="checkbox"/> Final Approved By <b>(S101) LEAZENBY, TOBE</b>	Final Approved On <b>06-19-2023 15:09</b>

**FILED**  
 JUN 20 2023

*Sharon E. Meiburn*  
 CLERK CARROLL CIRCUIT COURT



Eric J. Holcomb  
Governor

WESTVILLE CORRECTIONAL FACILITY  
5501 S. 1100 W. • Westville, Indiana 46391  
Phone: (219) 785-2511 • Fax: (219) 785-6175

Christina Reagle  
Commissioner

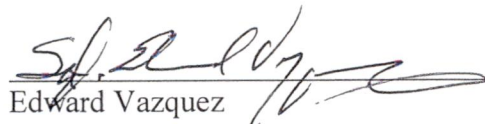
June 14, 2023

On June 14, 2023, staff went to the cell of Robert Baston 209210, and advised him that he is scheduled for court in Carroll County and the trip team is here to pick him up. Incarcerated Individual Robert Baston 209210 stated to the staff that he was refusing to go to court. This was witnessed by the following staff:

Sincerely,

  
\_\_\_\_\_  
Rogelio Rojo, Lieutenant

6-14-23  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Edward Vazquez

6/14/23  
\_\_\_\_\_  
Date

**FILED**  
JUN 20 2023

*Sharon E. McBurns*  
CLERK CARROLL CIRCUIT COURT

